App. F. IX-4

Previous References. 1944. File No. 41-44.
41-44-1-3. (January) Serial Nos. 4-8.
413-41-1-4.

Later References.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. Four

Part B for December 1944.

SUBJECT

Resumption of Govt Devasariahs Charity and its Lands under Govt management.

No R. 3945 dated 7-12-1944.

To T. A. Rama Rao Somapura, Nelamangala Taluk, Through his Council.

State that Government see no reason to reconsider the orders already passed in the matter and reject his petition

Re. The resumption Clerk Narasaiah's Choultry and its lands under Govt. management

1306/A

Continuation Sheet. Mux. File No. 41 / Current No. of 1944-45 Page 1

[4] Letter dated the 15th September 1944 from Mr. S. Krishnappa, High Court Advocate, Bangalore city, stating on behalf of his client T.D. Ashwathanaraniah, that the order of Govt. directing the resumption of the Choultry known as Clerk Narasaiah's Chattram at Doddpet in Nelamangala Taluk is opposed to law and equity and that therefore his client is obliged to file a Civil Suit as contemplated in 'sub section B of section 18'

(1) Submitted with the previous references. — pages 10-33 —.

(2) The notes (pp 3 et seq), and the report dated the 26th Nov. 43. from the S.D.O. Doddballapur S. Dn., contained in Mux. File No. 413-41-Sec 1-4. contain the facts of the case. As the Choultry at Doddpet founded by Narasiah the ancestor of the party T.D. Ashwathanaraniah who has issued notice to Govt. was grossly mismanaged by the latter for a period extending over two decades, Govt. were pleased, on the recommendation of the local officers and the M.C., to direct the assumption of the Choultry and its extensive inam lands under Govt. management, under Section 18 of the M.R.C.I. Act, (G.O. No. R. 428/Mux. 413-41-4, d. 24.7.44 after considering all the aspects of the case, including the provision under Section 21 under which the party could seek relief in a Court of law by a civil suit.

(3) Subsequently Ashwathanaraniah Sub-d. a review petition praying for a reconsideration of the orders of resumption, but his petition was rejected and an endorsement issued to him accordingly. (No. R. 1299/Mux. 41-44-3, d. 6.9.44)

(4) He now states that he will file a suit as contemplated in Sub Section B of Section 18. The reference to the section is obviously incorrect as a suit can only be filed under Section 21 of the Act, within 6 months from the date on which the G.O. was communicated to him.

(5) Whether a suitable reply may issue from the Law Section is for

Re the resumption of Vasa Narasiah's Choultry and its lands under Govt. mana

1306/R

Continuation Sheet. Misc. File No. / Current No. 41 of 1944-45 Page 2.

Consideration.

(6) The party has tried to separate the Choultry building from the lands endowed by Govt. stating that the former belongs to him as his own property. His contention is not tenable in view of the definition of a "Muzrai Institution" contemplated in Section 2, Sub-section(2)(i) of the Act. The Choultry in question is a muzrai institution within the meaning of the said Sub Section and cannot, therefore, be the private property of the petitioner Ashwathnarayanaiah.

(7) A report may be called for regarding from the D. C.

2.9

(8)

22/9

(9) Submitted with a draft forwarding the petition for a report.

24/9 (10)

Issued No R. 14, dated the 29th September 1944 (from Mysore Camp) [5]

To - The Muzrai Commissioner

Calls for a detailed report on all the points urged in the petition.

Petition dated the 7th November 1944, [6]

from T. A. Rama Rao, Son of T. D. Ashwathanarayana-Yanna Rao, Doddapet, Nelamangala Taluk, praying for the cancellation of the order of Govt. directing the assumption of the management of the Choultry and its properties.

Letter No. P.1-C.311/44-45, dated the 8th November 1944 [7]

from the Muzrai Commissioner in Mysore, forwarding the connected records and stating that the D. C. Bangalore Dist. is of opinion that the threatened suit may be awaited and defended when filed and that he agrees with him.

(11) Submitted for orders with reference to para 8 supra.

Re: the resumption of Clerk Narasaiah's Choultry and its lands under Govt management 1306 FR / 1888 FR / 1897 AD

3

OFFICE OF THE ... RECEIVED
NOV 11 1944
No. 3966

The views of the M.C. are for consideration.

As regards the petition of J.A. Rama Rao, Son of the former petitioner J.D. Ashwathanarayanayya (and who was one time joint-manager of the institution), who is the petitioner it may be rejected. for the same reasons ~~as led to the rejection of~~ an account of which Ashwathanarayya's petition was rejected. (Vide. Endorsement No. R. 1299/Mwz. 41-44-3 dated the 6th September 1944.)

10/11/44 (12) No notice need be taken of the Memorial of Smt. The petition of Rama Rao may also be rejected

sd/ 10/11

Gen: Secy

30/10 11/11

SECY. LAW DEPT. 11 NOV 1944 GOVT OF MYSORE

(13) Agree with the under Secy

Law Secy

sd/ 11/11

(14) 11-11-44

(15) 30/11

sd/

(16) Draft Sub

5/12/44

(17)

Issued No. R 3945, dated the 7th December 1944

B. Record 7.12.44

To:- J. A. Rama Rao, Sampura, Nelamangala Taluk, Thro' his Counsel.

States that Govt see no reasons to reconsider the orders already passed in the matter and rejects his petition

Re the resumption of Clerk Narasinh's Chowdhry and its lands under

Continuation Sheet. File No. / Current No. of Page

R 1306 Avenue Road

Krishnappa, B.A
HIGH COURT ADVOCATE

BANGALORE CITY
Date 15-9-1944

Secy 41-44-4

To

The Chief Secretary,
to the Government of Mysore,
General Revenue Secretariat.
Bangalore.

Sir,

I am instructed by my client Mr. T. D. Aswathanarayan, sole Manager of Clarke Narasappa's Chatram at Sompur alias Dobspet in the Nelamangala Taluk, to give you a notice which I hereby do as follows:-

My client's ancestor Clarke Narasappa built the chatram and the shop rooms attached to it at Sompur alias Dobspet, Nelamangala Taluk, more than 100 years ago at his own cost and without any government help. Even to this day it is called Clarke Narasappa's Chatram. It is on the state Road between Bangalore and Tumkur and beyond this chatram the road branches off to the sacred places of Sivaganga and Devarayanadurga. The travellers, visitors and pilgrims going to these sacred places and the carts passing rested in this chatram and its extentsive compound with the permission of my client and his ancestors. My client's ancestors sunk a fresh water, stone revitted well also for supplying drinking water. Some years after the construction of this chatram, the benign Government endowed inam lands as per the commissioner's order No.490 dated 13-12-1845, addressed to the Managers of the Chatram, for its up-keep on condition that the inams would continue so long as the chatram is kept in good order, and that they would be resumed if the owner or the Manager of the chatram failed to do so.

2. The chatram has always been in the possession and enjoyment of the said Clarke Narasappa and his desendants including my client, as their private property. Even at the time of the inam settlement in 1876, it is only the inam lands which have been treated as inams endowed by Government and the chatram and shop rooms have not been described as government property. Mr. J.Grant, Superintendent of Inams in his communication No.316 dated 12/16th June 1906, to the Amildar of Nelamangala Tluk, has clearly stated that if the Manager fails to keep the chatram in proper order, the inams would be resumed to government and that the chatram would continue to be in the possession of its owner or manager to whom it belongs.

3. The inam lands granted are in the villages of Sompur, Hale Nijagal, Nijagal and Kengal in Nelamangala Taluk. At the time of the grant they were all waste lands as is clear from the above order of the Commissioner No.490 dated 13-12-1845 and subsequent correspondence. One of my client's ancestors by name Doddaramappa built a tank at Nijagal village at his own cost to irrigate the inam lands. The water of this tank is also utilised for irrigating other Government lands under it.

4. My client and his ancestors have spent enormous amouts both in money and labour to construct the above tank and to bring the inam lands under cultivation and to fertilize them. They also brought cultivating tenants from distant places, financed them to settle there and also constructed houses for their dwelling on the inam lands which are even to-day

existing. This group of houses is called Clarke Narasap Palya. ~~Hence the chatram is called Clarke Narasapalya Chatram~~

5. My client inherited the chatram and its shop rooms and took up the management of the inam lands in the year 1908 when he was young. Since then he has toiled to fertilize the inam lands and bring them under cultivation. He has thus spent the prime of his life without any other calling or avocation in life.

6. My client, has a son by name Rama Rao by his deceased first wife, who is living seperate and my client is living with his second wife and her son and daughter. Said Rama Rao after vicissitudes of fortune has come over with family to a house in the Palyam. At his request the Sub-Division Officer of Doddaballapur, recommended joint management of the chatram and inam lands both by my client and his said son Rama Rao. The Deputy Commissioner in his order dated 29-7-1937 directed that both my client and his said son Rama Rao should jointly manage ~~the inam lands~~ temporarily for 3 years and that they should pay out of the income of inam lands a sum of Rs.75/- annually for the repairs and white washing of the chatram to be carried out by the Government. This was the beginning of the trouble as said Rama Rao subsequently managed to snatch an exparte order from the Deputy Commissioner appointing him as sole manager to the exclusion of my client as per order No. C3-251/37-38 dated 15-10-1938 and took exclusive possession of the inams granted to the chatram till the order of the Muzrai Commissioner cancelling this order was confirmed by the Government in their order No.1886/Muz 83-39-12 dated 2-3-1940. The dealings between them having thus become highly strained said Rama Rao wanted to drive out my client by various methods and actually deprived my client of the income from the inam lands however a sum of Rs.300-0-0 at Rs.75-0-0 as stated above has been contributed and is in deposit in the treasury for effecting repairs etc. to the chatram.

7. Though the learned Muzrai Commissioner in his order No. Dl. Dis.312/40-41 dated 26-12-1940 cancelled the joint management, this order ~~xxxx~~ was later on stayed and the same officer further ordered the delivery of half portion of the land lords share of the produce from the inam lands ~~of that year~~ to said Rama Rao for the year 1940-41

8. Regarding the sum of Rs.300/- ~~income~~ contributed ~~is held~~ and in deposit in the taluk treasury, Muzrai Commissioner in his order No.P.C.309/40-41 dated 13-9-1941 directed that an estimate for this amount for effecting repairs should be prepared and sanctioned and the work entrusted to my client for doing the work and that the money should be paid to him as the work progressed. This order was never given effect to by the Sub-Division officer, Dodaballapur Division, through an estimate was prepared and submitted to him by the Amildar of Nelamangala Taluk and through my client repeatedly requested its being sent to Deputy Commissioner for sanction. On the other hand the same Sub-Division Officer found fault with my client for not effecting repairs and appears to have recommended for action being taken under S.18 of the Religious and charitable Institution Act. My client has received endorsement No.P.591/43-44 dated 29-7-1944 from the Muzrai Commissioner in Mysore, Bangalore, informing my client that in accordance with G.O.No.R.428/Muz.413-41-4 dated 24th July 1944 - sanctioning the assumption of the said chatram together with its endowed properties under Government management under section 18 of the Mysore Religious and Charitable Institution Act, the Deputy Commissioner, Bangalore District has been requested to take further action in the matter.

9. My client presented a petition on 3-8-1944 requesting for an opportunity to be heard in the matter before final orders were passed and praying that the estimate might be ordered to be sanctioned and repair work entrusted to him giving sufficient time to carry out the some. But he has received an endorsement No.R.1299/Muz.41-44-3 dated 6-9-1944 intimating that his petition is rejected. He is thus driven to seek remedy in a competent court of law.

10 As stated above the chatram with its extensive compound and the shop rooms attached to it are the private property of my client, having been built by his ancestor Clarke Narasappa at his own cost more than 100 years ago and the same has been all-along in possession and management of the founder and his desendants including my client. It has never been handed over to the Government and my client looks after the chartam in his own right even to this day. The inam lands along are the government grants and my client is looking after them utlizing the income from them for the up keep of the chatram. There was no mis-management by my client to take action under S.18 and if the estimate for Rs.300/- in deposit had been sanctioned and the work entrusted to my client as ordered by the Muzrai Commissioner in Mysore, my client would have effected the necessary repairs to the chatram. The fault thus lies with the government officers concerned as they had recovered Rs.300/- from my client for repairs but had failed to do the needful as stated above.

Further the Government have no right to dispossess my client from the chatram and its shop rooms which are his private property. ~~It is only over the inams that~~ the government have control and can deal with them as they please even if mis-management is true. The present order sanctioning assumption of the chatram is opposed to Law and Equity. My client is obliged to file a civil suit as contemplated in sub. Sec.B.of Said S.18. This notice is therefore given that after expiry of ~~two months~~ my client will file a suit against you ~~and the~~ as indicated above & the Government will have to bear all his costs.

Bangalore.

Yours faithfully,

Shivappa

Advocate.

ppendix F G—1]

BJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 19 .

Camp Mysore

Date of issue 25/9/44

Signed by Mr. S.K.V

List of enclosures.....

Copied by .....

Examined by .....

Section Revenue

File No. 41-44.

Serial No. 5

No. R 14/Encl

To

The Meerzai Comm

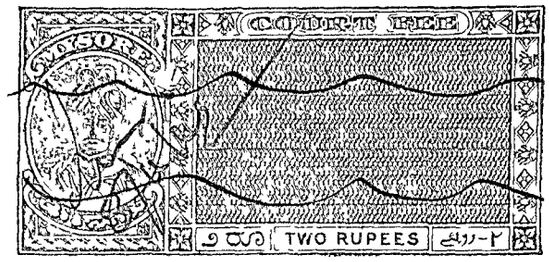
Sir.

I am directed to forward herewith a petition dated 15/9/44 (in original), (to be returned with the reply) filed by Mr S. Krishnappa, Advocate for Mr T. D. Aswatha-Narayan, Manager of Clarke Narasappa's Chattram at Som-pur alias Dobspet in the Bela-mangala Ty and to request Sincerely you to forward a detailed report on the several points referred to in the petition.

The matter may be handled treated as urgent.

I have told the General Secretary to do so

BS
24/9



R 1885

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE-
MAHARAJA OF MYSORE, BANGALORE.

Petition. No. of 1944-45.

PETITIONER:- T.A.Rama Rao, Son of T.D.-
Aswathanarayana Rao, - -
Residing at Clarke Narasiah's
Pelyam, Sompur Hobli, - -
Nelamangala Taluk.

Subject:- Re: the resumption of the manage-
ment of Clarke Narasiah's - -
Chattram at Dobbspet, Sompur
Hobli, Nelamangala Taluk.

The petitioner above-named most humbly and respectfully begs to state as - follows:-

1. The petitioner has received an endorsement dated 2/10/44 from the Amildar Nelamangala Taluk, Muz.C 92/90-40 produced herewith stating that the Government have - ordered in No.R.428/Muz 412-41-4 dated 24/7/44 that the management of the chattram together - with the endowed lands should be taken over under Government management.

2. The petitioner was for time to - time managing the affairs of the Chatt[illegible]m as per orders of the Sub-division officer and -

Deputy Commissioner

Deputy Commissioner, and has paid the entire jodi due to Government on the lands along - with the reserve fund as per orders.

3. At the instance of the petitioner's representations about the mismanagement of - the affairs of the Quattram and consequent - negligence regarding the upkeep of the same, the Sub-Division officer, Doddaballapur Sub-Division - held an enquiry into the matter - and found as a matter of fact that there was thorough mismanagement by T.D.Aswathanarayana-Rao, the former Sole Manager.

4. That the Revenue Inspector has - sent up a report dated 25/1/40 which is as - follows:-

(1) It is a fact that Mr.T.A.Rama - Rao, has paid the entire reserve fund of Rs.75/- last year. - - Chakala is available in the - - Taluk Office.

(2) It is a fact he has paid Jodi on all the Inam lands during the year 19[illegible]-[illegible] and portion of the demand for [illegible]- [illegible] also. I am personally aware of this, and - I have verified this fact from the Village accounts also.

(3) I am in charge of this Hobli - - from May 19[illegible]. So far as I know Mr.T.A.Rama Rao has got the - - plastring and White washing - work done at his own Cost twice. He has been attending to the - sundry repairs every now and then, and has obeyed the instru ctions of the Amildar regarding Whitewashing and Plastring. - There is no doubt that he has spent Rs.25/- for this.

(4) For

(4) For a major portion of the year 1988-89 Mr.T.D.Aswathanaraniah was absent from station and even when he came back he never peeped into the Choultry. He is incapable both physically on account of old age and financially also to manage the Choultry. He has run into debts and has nothing to eat and beeing infirm he is incapable of earning and raintain ing himself and his 2nd wife and family. He has not paid a pie for any expenditure of the Choultry. Every day two lanterns burn in the choultry one inside and one in the varandah. There is no doubt that Mr.T.A.Rama Rao has met the cost of lighting. The amount alleged to have been spent for this namely Rs.15/- may be believed.

(5) It is a fact that a brahmin parpathaygar has been in charge of the choultry on a monthly pay of Rs.8/- as alleged in the petition. The expenditure on this item of Rs.08/- may be believed.

(6) This cannot be doubted or disputed because One Hanumiah is the care taker getting Rs.4/- per month. He sweeps and attends to the accomadation and conveniences of travellers who halt in the Chatram That he gets Rs.4/- a month and Mr.Rama Rao alone is paying him are facts obtainable on local enquiry in Dobbspet.

From the above it is seen that the petitioner is capable of maneging the chatram and also the lands endowed to the same and the resumption by Government without giving the petitioner an opportunity of being heard in the matter, has caused great injustice to him.

5. The perusal of the previous records show that the petitioner has always acted in the best interests of the chatram wherever opportunity

was

was afforded him regarding the management of the chattram.

6. The petitioner is even now - - prepared to abide by all the conditions which the Government might impose on him for the - management of the chatram.

THEREFORE, the petitioner humbly and respectfully prays that the resumption - order be cancelled and he be put in charge of the management.

B A N G A L O R E,
7th November 1914.

PETITIONER.

K R Parthasarathy
Advocate for Petitioner.

Memo

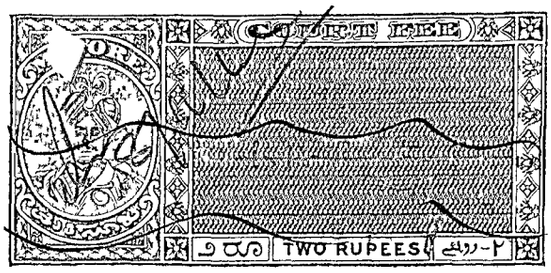
Dated at Coimbatore
the 2/10/44

Mem C 93/39.40

In the Govt. Order
in No R 428/Mem 413-41-4 dated 24.7.44
that the management of the Chairman of
Sri Subramaniaswamy Temple with its endowed lands
should be taken over under Government
management, Mr. T. A. Ramachandra Rao Sb
is formed that, the management of the
properties has been taken over, and that
he should not enter upon or take
benefits of the property hereafter

Assistant
Commissioner

Belur Sreenivasa Iyengar B.A., B.L.,
K.R. Parthasarathy B. A., LL. B.,



Before the Govt. of His Highness the Maharaja of Mysore Bangalore

IN THE COURT OF THE Pet. OF 46-45

19 —19 ನೇ ಸಾಲು O. S. S. C. ನಂಬರು

19 —19 ನೇ ಸಾಲು Ex : Mis : ನಂಬರು

ವಾದಿ
ಅರ್ಜಿದಾರ್
T. A. Rama Rao

Vs

ಪ್ರತಿವಾದಿ
ಆಪೋನೆಂಟ್

ಮಾನ್ ರಾವ್ ಬೇಲೂರು ಶ್ರೀನಿವಾಸಯ್ಯಂಗಾರ್, ಬಿ.ಎ., ಬಿ.ಎಲ್., ಮತ್ತು
ಕೆ. ಆರ್. ಪಾರ್ಥಸಾರಥಿ, ಬಿ.ಎ., ಎಲ್.ಎಲ್.ಬಿ., ಅಡ್ವೋಕೇಟ್ಸ್, ಇವರುಗಳಿಗೆ

Pet. ಬರೆಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮಾ

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ಅರ್ಜಿ ವಗೈರೆ ಕೊಟ್ಟು ವಿವಾದಿಸಿ ಫೈಸಲ್ ಹೊಂದ ತಕ್ಕ ಬಗ್ಯೂ, ನನಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರಿಮೊಬಲಗಿಗೆ ಜಾರಿಕ್ರಮ ನಡಿಸತಕ್ಕ ಬಗ್ಯೂ, ದಸ್ತೈವಜು ವಗೈರೆ ತೆಗೆದುಕೊಂಡು ರಸೀತಿ ಕೊಡುವುದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ಆಗತಕ್ಕ ದಾವಾ ಸ್ಟಾಂಪು, ಪ್ರೋಸೆಸ್ ಸ್ಟಾಂಪು, ಸಾಕ್ಷಿಭತ್ಯ ಮತ್ತು ಡಿಕ್ರಿಮೊಬಲಗು ವಗೈರೆ ಇತರ ವಿಧವಾದ ಎಲ್ಲಾ ಮೊಬಲಗನ್ನೂ ತೆಗೆದುಕ್ಕೊಳ್ಳುವುದಕ್ಕೂ ಸಹ ತಮಗೆ ಇದರಿಂದ ಅಧಿಕಾರ ಕೊಟ್ಟಿದ್ದೇನೆ. ಆದ್ದರಿಂದ ತಾವಾಗಲೀ ಅಥವಾ ತಮಗೋಸ್ಕರ ಮತ್ಯಾವ ಲಾಯರಾಗಲೀ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ನಡೆಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಲು ಇದರಿಂದ ಬದ್ಧನಾಗಿರುತ್ತೇನೆ.

T. Narasimha

ರುಜು

ಈ ಮೊಕ್ತ್ಯಾರುನಾಮೆ ಕೊಟ್ಟರುವವರು ನನಗೆ ಪರಿಚಯಸ್ಥರು
ನನ್ನ ಸಮಕ್ಷಮ ಇದಕ್ಕೆ ರುಜುಮಾಡಿದ್ದಾರೆ.
K. R. Parthasarathy

ಅಂಗೀಕರಿಸಿ ಇರುತ್ತೇನೆ.
K. R. Parthasarathy

ತಾರೀಖು 8-11-44

ಅಡ್ವೋಕೇಟ್.

ಜಯವಿಜಯ ಲಿಥೊ ಕೋ., ಬಂಗಳೂರು ಸಿಟಿ.

R 1944

No. Pl-311/44-48
3 files & 3 Vichara Cases

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE

Bangalore, 8th November 1944.

Secy 41-44-7

FROM Rajasevaprasakta
M. Seshadri, Esq., M.A.,
The Muzrai Commissioner in Mysore,

To

K. Subba Rao, Esq., B.A.
General Secretary to the Government
of Mysore, Bangalore.

SIR,

Petition filed by Mr. S. Krishnappa, Advocate, for Mr. T. D. Aswathanarayana, formerly Manager of Clarke' Narasappa's Chattram at Dobspet, Nelamangala.

With reference to your letter No.R.14/Muz.41-44 dated 25th September 1944, forwarding, for report, the petition referred to above, I have the honor to state that the Amildar, Nelamangala Taluq, in his report No.Muz.93/39-40 dated 17th October 1944, has answered all the points raised in the petition. The main ground urged by the Counsel, in his notice, namely, that the chattram building is a private property, has not been established by Mr. T. D. AswathanarayanaRao, when the merits of the case were fully considered at the time of the passing of the G.O.No.R.428/Muz.413-41-4 dated 24th July 1944, wherein the institution, with its properties, were ordered to be taken under Government management.

The Deputy Commissioner, Bangalore District, opines, in the above circumstances, that the threatended suit may be awaited and defended, when filed (vide copy of letter No.Muz.C.1344/44-45 dated 30th October 1944). I agree with the Deputy Commissioner.

The connected files of records received from the Deputy Commissioner are herewith sent for kind reference and return, when done with.

I have the honor to be,
Sir,
Your most obedient servant,

Muzrai Commissioner.

Section. Mysore — No.R. 3945

File No. 41-44 — Encl. (2 Files & 3 Registers) X

Serial No. 8. — Dated the 7th December 1944.

ENDORSEMENT.

Grant to -

Mr. J. A. Rama Rao, Somapura Village, Somapura Hobli, Nelamangala Taluk, Care of Mr. K.R. Parthasarathy, B.A. LL.B., Advocate, B'City

—xxx—

With reference to his petition dated the 7th November 1944 praying that the Govt. order directing the assumption of the institution known as Clerk Narasiah's Charity at Dobspet (Somapura) and its properties under Govt management may be cancelled and that he may be put in charge of the management of the institution, the petitioner is informed that Govt. see no reason to reconsider the orders already passed in the matter. His petition is therefore rejected.

By Order

For Gen. Secy. to Govt.

Dated the 7th December 1944

Memo. No.R. 3946 (2 files & 3 registers)

Copy is forwarded with Compts. to the D.C. in Mysore, with refee. to the correspondence ending with his letter No. P.1-C.311 44-45 dated the 8th November 1944, on the Subject, for information. The Entire records and three registers are herewith returned.

B.O.

For Secy. to Govt.

Letter No. Muz.C.1344/44-45 Dated 30th Oct. 1944 From the Deputy Commissioner, Bangalore District, to the Muzrai Commissioner in Mysore.

Subject:- Notice from Mr. S. Krishnappa, Counsel for Mr. T.L. Aswathanarayana, Manager of Clarke Narasappa's Chattram at Gompur alias Dobspet, Nelamangala taluk.

With reference to your memo No.Pl.311/44-45 dated 29-9-1944 calling for a report on the above subject, I have the honor to state that the main ground urged by the counsel in his notice that the chattram building is a private property is reported to have not been proved by Mr. T. L. Aswathanarayana and that it has not been established on the merits of the case which were fully considered at the time of the passing of the Government order No.428/Muz.413-41-4 dated 24-7-1944 wherein the institution with its properties were ordered to be taken under Government management. The Amildar in his report No.Muz.93/39-40 dated 17-10-1944 (flagged A) has discussed the other points urged by the Counsel. In these circumstances stated therein, I think we may await the threatened suit and defend it when filed.

2. The connected file of correspondence ending with Dodballapur Sub Division Officer's memo No.A2.910/40-41 dated 19-10-1944 together with the accounts and visitors' books is enclosed for favour of reference. The notice received with your memo referred to above is returned.

"Copy"

For Muzrai Commissioner.